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**Fax**

Date: September 22, 2005

To: U.S. Patent and Trademark Office Fax #: (571) 273-8300 Confirm#:

Client Matter#: 24922-1303 (ISA-013.03)

From: Beth E. Arnold Sender's Number: 1294 User #: 3607  
Total Pages Sent (Including Cover Sheet): 14 Office: Boston

**Message**

Re: U.S. Patent Application No. 09/752,514  
Filed: January 3, 2001  
Inventor(s): Gary Klinefelter  
Title: METHOD FOR EVALUATING AND AFFECTING MALE FERTILITY  
Our Ref.: ISA-013.03 (24922-1303)

Transmitted herewith are the following documents:

Petition to the Director to Withdraw the Holding of Abandonment under 37 C.F.R.  
§ 1.181 (3 pages);  
Exhibit A (3 pages);  
Exhibit B (1 page);  
Exhibit C (6 pages); and  
This fax cover sheet.

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**IMPORTANT — PLEASE READ**

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE TELEPHONE THE SENDER.

BOSTON / 155 Seaport Boulevard / Boston, Massachusetts 02210-2800 / TEL: 617.832.1000 / FAX: 617.832.7000  
WASHINGTON, DC / 1747 Pennsylvania Ave., NW / Suite 1200 / Washington, DC 20008-4804 / TEL: 202.223.1200 / FAX: 202.785.6687  
Foley Hoag LLP [www.foleyhoag.com](http://www.foleyhoag.com)

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PATENTS  
Attorney Docket No. ISA-013.03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Gary Klinefelter

Application No: 09/752,514

Filed: January 3, 2001

For: METHOD FOR EVALUATING AND  
AFFECTING MALE FERTILITY

Art Unit: 1644

Confirmation No.: 9981

Examiner: Nolan, Patrick J.

**CERTIFICATE OF MAILING/TRANSMISSION**

I hereby certify that the correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 22, 2005.

*Patricia Henderson*

Patricia Henderson

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PETITION TO THE DIRECTOR TO WITHDRAW THE HOLDING OF  
ABANDONMENT UNDER 37 C.F.R. § 1.181**

Applicant hereby petitions the Director to withdraw the holding of abandonment for failure to timely pay the issue-transmittal fee in response to the Notice of Allowance mailed on September 30, 2004.

On December 29, 2004, Applicant mailed the Issue Fee Transmittal authorizing the Examiner to charge Applicant's deposit account (Number 06-1448) for the total amount of fees due. A copy of the Issue Fee Transmittal is attached hereto as Exhibit A.

PATENTS  
Attorney Docket No. ISA-013.03

Beginning on May 2, 2005, Applicant routinely called the PTO publications branch for status updates regarding issuance of the above-identified application. On August 22, 2005, Applicant spoke with Ms. Cheryl McCloud from the Publications Branch. Ms. McCloud informed the Applicant that the above-identified application was abandoned for failure to pay the issue fee.

On August 22, 2005, Applicants identified a document entitled "Notice of Fee Due" on the Image File Wrapper system dated January 4, 2005. This notice indicates that 1) there were insufficient funds in the Applicant's deposit account and 2) there was non-authorization for charging the Applicant's deposit account. A copy of the Notice of Fee Due is attached hereto as Exhibit B.

On January 4, 2005, Applicant's deposit account contained funds sufficient to cover the issue fees due in the above-identified application. A copy of the Applicant's deposit account statement from December 1, 2004-January 11, 2005 is attached hereto as Exhibit C.

Applicant further declares that between December 29, 2004 and January 11, 2005, there is no indication on the Applicant's Deposit Account Statement (attached as Exhibit C) that the Office accessed the Applicant's deposit account to charge the Issue Fee in the above-identified application.

Applicants have not received a notice of abandonment from the Patent Office.

Applicants concurrently submit evidence in a Petition for Revival of an Application for Patent Abandoned Unavoidably under 37 C.F.R. § 1.137(a) that the Applicants deposit contained sufficient funds to cover the issue fees between the time of the response and January 4, 2005.


On the basis of these facts, Applicant respectfully petitions and requests that the holding of abandonment be withdrawn and the application be allowed to pass to issue.

**PATENTS**  
**Attorney Docket No. ISA-013.03**

It is believed that no petition fee is required. However, if any fee is due, the Commissioner is authorized to charge any amounts due to our **Deposit Account No. 06-1448, Reference ISA-013.03.**

Respectfully submitted,

Date: September 22, 2005  
**Customer No: 25181**  
Patent Group  
Foley Hoag, LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600

  
Beth E. Arnold, Reg. No. 35,430  
Attorney for Applicant  
Tel. No. (617) 832-1294  
Fax. No. (617) 832-7000

## PART B - FEE(S) TRANSMITTAL

Exhibit A

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or Fax (703) 745-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence (including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

25181 7590 09/30/2004

FOLEY HOAG, LLP  
PATENT GROUP, WORLD TRADE CENTER WEST  
155 SEAPORT BLVD  
BOSTON, MA 02110

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission  
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 745-4000, on the date indicated below.

John Barretto (Depositor's name)  
December 29, 2004 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/752,514	01/03/2001	Gary Klinefelter	KLINFELTER-1C	9981

TITLE OF INVENTION: METHOD FOR EVALUATING AND AFFECTING MALE FERTILITY

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	12/30/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
NOLAN, PATRICK J	1644	530-387900

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.  
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Foley Hoag, LLP

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

The Government of the United States of America Washington, D.C.  
U.S. Environmental Protection Agency

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☒ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee  
☒ Publication Fee (No small entity discounts permitted)  
☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.  
☐ Payment by credit card. Form PTO-2038 is attached.

☒ The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 0617448 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the record of the United States Patent and Trademark Office.

Authorized Signature

Date December 29, 2004

Typed or printed name Beth E. Arnold

Registration No. 35,430

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

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SEP 22 2005

PATENTS  
Attorney Docket No. ISA-013.03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary Klinefelter

Application No: 09/752,514

Filed: January 3, 2001

For: METHOD FOR EVALUATING AND  
AFFECTING MALE FERTILITY

Art Unit: 1644

Confirmation No.: 9981

Examiner: Nolan, Patrick J.

CERTIFICATE OF MAILING

I hereby certify that the following paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 29, 2004.

  
John R. Barretto

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

ISSUE-FEE TRANSMITTAL


In response to the September 30, 2004, Notice of Allowance of the above-identified patent application, we enclose Form PTOL-85. Please charge the total amount of \$1,730.00 to cover the issue fee of \$1,400.00, publication fee of \$300.00, and a fee of \$30.00 for ten soft copies, to our Deposit Account No. 06-1448, Reference ISA-013.03.

**PATENTS**  
**Attorney Docket No. ISA-013.03**

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to our **Deposit Account No. 06-1448**,  
**Reference ISA-013.03.**

Respectfully submitted,

Date: December 29, 2004  
*Customer No: 25181*  
Patent Group  
Foley Hoag, LLP  
155 Seaport Blvd.  
Boston, MA 02210-2600

  
Beth E. Arnold, Reg. No. 35,430  
Attorney for Applicant  
Tel. No. (617) 832-1294  
Fax. No. (617) 832-7000

## Exhibit B

## NOTICE OF FEE DUE

DATE: 01-04-05  
TO: Issue Fee  
FROM: Office of Initial Patent Examination.  
SUBJECT: Fee Due  
APPLICATION NUMBER 09 752 514

A fee is due for the attached document submitted to the U.S. Patent and Trademark Office for the following reason. Please check the application for the appropriate authorization to charge a deposit account. If an authorization is present, please charge the appropriate fee. If an authorization is not present, notify the applicant of the fee deficiency.

- ☐ Insufficient fee by check
- ☒ Insufficient funds in deposit amount
- ☐ Declined credit card
- ☒ Non-authorization for charge to deposit account
- ☐ No fee submitted per requirement

The correct fee code: 1501+1504+8001 amount \$ 1730

The suspended fee code: 1999 amount \$

Fee Due amount = \$ 1730

If you have any questions, please contact Cynthia Streater at 703-306-5430 or Eleanor Kuntz 703-308-3642

Terminal Operator Abellog



## Deposit Account Statement

Page 1 of 4

## Exhibit C


**United States  
Patent and  
Trademark Office**
**Deposit Account Statement**

**Requested Statement Month:** December 2004  
**Deposit Account Number:** 061448  
**Name:** FOLEY, HOAG & ELIOT LLP  
**Attention:** PATENT GROUP  
**Address:** 155 SEAPORT BLVD  
**City:** BOSTON  
**State:** MA  
**Zip:** 02109  
**Country:** UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/01	15	29209705	CAL-736.01 (22450-73601)	2051	\$65.00	\$30,338.00
12/01	18	10716391	HAE-001.01	2001	\$385.00	\$29,953.00
12/01	19	10716391	HAE-001.01	2202	\$342.00	\$29,611.00
12/01	20	10716391	HAE-001.01	2201	\$172.00	\$29,439.00
12/01	21	10716391	HAE-001.01	2051	\$65.00	\$29,374.00
12/01	59	09773115	12835IDUS01U	2801	\$395.00	\$28,979.00
12/01	60	09773115	12835IDUS01U	2252	\$215.00	\$28,764.00
12/03	172	11001546	PPK-003.01	2001	\$395.00	\$28,369.00
12/03	173	11001546	PPK-003.01	2202	\$135.00	\$28,234.00
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12/06	232	10516053	ISA-031.01	1615	\$432.00	\$26,917.00
12/06	233	10516053	ISA-031.01	8021	\$40.00	\$26,877.00
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12/07	9	10897387	ISA-013.04	1201	\$176.00	\$25,911.00
12/07	10	10897387	ISA-013.04	1202	\$360.00	\$25,551.00
12/07	11	10897387	ISA-013.04	1051	\$130.00	\$25,421.00
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12/09	4	11005620	KVC-055.02	1201	\$88.00	\$24,343.00
12/09	96	10771519	SPV-041.03	1463	\$70.00	\$24,273.00
12/10	2	10304617		1254	\$1,530.00	\$22,743.00
12/10	3	10304617		1201	\$88.00	\$22,655.00

## Deposit Account Statement

Page 2 of 4

12/10 4	10304422		1254	\$1,530.00	\$21,125.00
12/10 5	10304422		1201	\$88.00	\$21,037.00
12/10 97	10500795		8021	\$40.00	\$20,997.00
12/10 102	09609881	105019-0006	2501	\$700.00	\$20,297.00
12/10 393	PCT/US04/40729	MTV-069.25	1601	\$300.00	\$19,997.00
12/10 394	PCT/US04/40729	MTV-069.25	1704	\$1,920.00	\$18,077.00
12/10 395	PCT/US04/40729	MTV-069.25	1702	\$1,134.00	\$16,943.00
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12/13 175	10955466		8021	\$40.00	\$14,594.00
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12/13 257	11007927	IPT-070.02	1311	\$200.00	\$13,594.00
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12/14 69	10089755	P51036	8001	\$30.00	\$9,970.00
12/14 78	09879736		8021	\$40.00	\$9,930.00
12/14 79	10638818		8021	\$40.00	\$9,890.00
12/14 80	10944563		8021	\$40.00	\$9,850.00
12/14 81	10955466		8021	\$40.00	\$9,810.00
12/14 96	10631480		8021	\$40.00	\$9,770.00
12/14 271	PCT/US04/40962	SPV-059.25	1601	\$300.00	\$9,470.00
12/14 272	PCT/US04/40962	SPV-059.25	1704	\$1,920.00	\$7,550.00
12/14 273	PCT/US04/40962	SPV-059.25	1702	\$1,134.00	\$6,416.00
12/14 274	PCT/US04/40962	SPV-059.25	1703	\$4,356.00	\$2,060.00
12/14 275	PCT/US04/40962	SPV-059.25	8007	\$60.00	\$2,000.00
12/14 490	10699587		8021	\$40.00	\$1,960.00
12/16 64	60635832	TRA-011.60	2005	\$100.00	\$1,860.00
12/16 75	60586118	ISA-029.60 (24922-2960)	8007	\$20.00	\$1,840.00
12/17 1	PCT/US03/38191	JHV-028.25	1703	\$1,236.00	\$604.00
12/17 7	10912871	MBP-002.03	2201	\$264.00	\$340.00
12/17 8	10912871	MBP-002.03	2202	\$9.00	\$331.00
12/17 9	10771519	SPV-041.03	1202	\$306.00	\$25.00
12/17 10	10771519	SPV-041.03	1202	\$18.00	\$7.00
12/21 1	PAYMENT		9203	-\$45,512.00	\$45,519.00
12/21 6	09965654	IPT-002.02	2453	\$685.00	\$44,834.00

## Deposit Account Statement

Page 3 of 4

12/21 31	6251363	MAA-013.02	2551	\$450.00	\$44,384.00
12/21 115	5587398		2552	\$1,150.00	\$43,234.00
12/21 116	5587398		2555	\$65.00	\$43,169.00
12/21 121	10370268		8021	\$40.00	\$43,129.00
12/21 159	10926284	IPT-014.02	2001	\$395.00	\$42,734.00
12/21 160	10926284	IPT-014.02	2201	\$100.00	\$42,634.00
12/21 161	10926284	IPT-014.02	2202	\$1,025.00	\$41,609.00
12/21 566	60603464		8021	\$40.00	\$41,569.00
12/21 575	60606681		8021	\$40.00	\$41,529.00
12/22 1	10130951	033388-509	2255	\$1,080.00	\$40,449.00
12/22 286	11015311	ISA-019.01	1011	\$300.00	\$40,149.00
12/22 287	11015311	ISA-019.01	1111	\$500.00	\$39,649.00
12/22 288	11015311	ISA-019.01	1311	\$200.00	\$39,449.00
12/22 289	09832658		8021	\$40.00	\$39,409.00
12/22 289	11015311	ISA-019.01	1202	\$500.00	\$38,909.00
12/22 295	10802540		8021	\$40.00	\$38,869.00
12/22 307	10868673		8021	\$40.00	\$38,829.00
12/23 9	10441156	BAK-045.03	1501	\$1,400.00	\$37,429.00
12/23 10	10441156	BAK-045.03	1504	\$300.00	\$37,129.00
12/23 67	60553275	ISA-019.60 (15.03.04)	8007	\$20.00	\$37,109.00
12/23 73	10926284	IPT-014.02	2051	\$65.00	\$37,044.00
12/23 103	60509093	ISA-011.60 (24922-1160)	8007	\$20.00	\$37,024.00
12/23 261	11015894	FWY-002.01	2011	\$150.00	\$36,874.00
12/23 262	11015894	FWY-002.01	2201	\$800.00	\$36,074.00
12/23 263	11015894	FWY-002.01	2202	\$1,925.00	\$34,149.00
12/23 264	11015894	FWY-002.01	2111	\$250.00	\$33,899.00
12/23 265	11015894	FWY-002.01	2311	\$100.00	\$33,799.00
12/23 770	10884022		8021	\$40.00	\$33,759.00
12/27 7	60509093	ISA-001.01 (24922-1101)	8021	\$80.00	\$33,679.00
12/27 48	29219706	QSL-701.01	2012	\$100.00	\$33,579.00
12/27 49	29219706	QSL-701.01	2112	\$50.00	\$33,529.00
12/27 50	29219706	QSL-701.01	2312	\$65.00	\$33,464.00
12/27 152	60553275	ISA-019.60	8007	\$20.00	\$33,444.00
12/27 286	60637665	PRC-013.60	2005	\$100.00	\$33,344.00
12/28 16	29219739	QSL-703.01 (23424-70301)	2012	\$100.00	\$33,244.00
12/28 17	29219739	QSL-703.01 (23424-70301)	2112	\$50.00	\$33,194.00
12/28 18	29219739	QSL-703.01 (23424-70301)	2312	\$65.00	\$33,129.00
12/28 19	29219740	QSL-702.01 (23424-70201)	2012	\$100.00	\$33,029.00
12/28 20	29219740	QSL-702.01 (23424-70201)	2112	\$50.00	\$32,979.00
12/28 21	29219740	QSL-702.01 (23424-70201)	2312	\$65.00	\$32,914.00
12/28 36	10053082	ARA-00101	2253	\$510.00	\$32,404.00
12/28 46	6800735		1464	\$130.00	\$32,274.00
12/28 47	6800735		1811	\$100.00	\$32,174.00
12/28 85	08790043	GM50005	1801	\$790.00	\$31,384.00
12/28 86	08790043	GM50005	1253	\$1,020.00	\$30,364.00
12/28 103	PCT/US04/41681	GAO-001.25	1601	\$300.00	\$30,064.00
12/28 104	PCT/US04/41681	GAO-001.25	1603	\$300.00	\$29,764.00
12/28 105	PCT/US04/41681	GAO-001.25	1702	\$1,134.00	\$28,630.00

## Deposit Account Statement

Page 4 of 4

12/28 106	PCT/US04/41681	GAO-001.25	1703	\$168.00	\$28,462.00
12/28 107	PCT/US04/41681	GAO-001.25	8007	\$20.00	\$28,442.00
12/28 117	60626078	TUV-038.60	2005	\$100.00	\$28,342.00
12/28 118	60626078	TUV-038.60	2052	\$25.00	\$28,317.00
12/29 10	09697233	NMC00301	2801	\$395.00	\$27,922.00
12/29 11	09697233	NMC00301	2251	\$60.00	\$27,862.00
12/29 53	PCT/US04/42588	HUV-064.25	1601	\$300.00	\$27,562.00
12/29 54	PCT/US04/42588	HUV-064.25	1602	\$1,000.00	\$26,562.00
12/29 55	PCT/US04/42588	HUV-064.25	1702	\$1,134.00	\$26,428.00
12/29 56	PCT/US04/42588	HUV-064.25	1703	\$876.00	\$24,552.00
12/29 57	PCT/US04/42588	HUV-064.25	8007	\$20.00	\$24,532.00
12/29 88	6261103	IWM-001.01	2551	\$450.00	\$24,082.00
12/29 146	10803810	IPT-100.01	2001	\$395.00	\$23,687.00
12/29 147	10803810	IPT-100.01	2051	\$65.00	\$23,622.00
12/29 148	10803810	IPT-100.01	2202	\$3,750.00	\$19,872.00
12/29 180	11020626	BWY-013.01	2011	\$150.00	\$19,722.00
12/29 181	11020626	BWY-013.01	2111	\$250.00	\$19,472.00
12/29 182	11020626	BWY-013.01	2311	\$100.00	\$19,372.00
12/29 189	10471881	JHV-01801	1806	\$180.00	\$19,192.00
12/30 1	10803810	IPT-100.01	2255	\$1,080.00	\$18,112.00
12/30 11	10930717	ISA-011.01	1001	\$790.00	\$17,322.00
12/30 12	10930717	ISA-011.01	1051	\$130.00	\$17,192.00
12/30 13	10930717	ISA-011.01	1203	\$360.00	\$16,832.00
12/30 38	29220014	QSL-705.01 (23424-70501)	2012	\$100.00	\$16,732.00
12/30 39	29220014	QSL-705.01 (23424-70501)	2112	\$50.00	\$16,682.00
12/30 40	29220014	QSL-705.01 (23424-70501)	2312	\$65.00	\$16,617.00
START			SUM OF		
BALANCE			CHARGES		
\$30,403.00			\$59,598.00		
			SUM OF		
			REPLENISH		
			BALANCE		
			\$45,812.00 \$16,617.00		

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## Deposit Account Statement

Page 1 of 4


**United States  
Patent and  
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Return To:  
USPTO  
Home  
Page  
Finance  
Online  
Shopping  
Page

**Deposit Account Statement**

<b>Requested Statement Month:</b>	January 2005
<b>Deposit Account Number:</b>	061448
<b>Name:</b>	FOLEY,HOAG & ELIOT LLP
<b>Attention:</b>	PATENT GROUP
<b>Address:</b>	155 SEAPORT BLVD
<b>City:</b>	BOSTON
<b>State:</b>	MA
<b>Zip:</b>	02109
<b>Country:</b>	UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/03	11	PCT/US04/42938	SPV-060.25	1601	\$300.00	\$16,317.00
01/03	12	PCT/US04/42938	SPV-060.25	1704	\$1,920.00	\$14,397.00
01/03	13	PCT/US04/42938	SPV-060.25	1702	\$1,134.00	\$13,263.00
01/03	14	PCT/US04/42938	SPV-060.25	1703	\$1,128.00	\$12,135.00
01/03	15	PCT/US04/42938	SPV-060.25	8007	\$40.00	\$12,095.00
01/03	28	10928053	NVO-005.01	1051	\$130.00	\$11,965.00
01/03	281	PCT/US04/43291	MTV-072.25	1601	\$300.00	\$11,665.00
01/03	282	PCT/US04/43291	MTV-072.25	1602	\$1,000.00	\$10,665.00
01/03	283	PCT/US04/43291	MTV-072.25	1702	\$1,134.00	\$9,531.00
01/03	284	PCT/US04/43291	MTV-072.25	1703	\$1,044.00	\$8,487.00
01/03	285	PCT/US04/43291	MTV-072.25	8007	\$20.00	\$8,467.00
01/03	703	29214258		8021	\$40.00	\$8,427.00
01/04	16	10478947	ISA-022.01	8021	\$40.00	\$8,387.00
01/04	61	09930738		2501	\$700.00	\$7,687.00
01/04	62	09930738		1504	\$300.00	\$7,387.00
01/04	63	09930738		8001	\$30.00	\$7,357.00
01/04	107	PCT/US04/42093	CPX-007.25	1601	\$300.00	\$7,057.00
01/04	108	PCT/US04/42093	CPX-007.25	1602	\$1,000.00	\$6,057.00
01/04	109	PCT/US04/42093	CPX-007.25	1702	\$1,134.00	\$4,923.00
01/04	110	PCT/US04/42093	CPX-007.25	1703	\$372.00	\$4,551.00
01/04	111	PCT/US04/42093	CPX-007.25	8007	\$40.00	\$4,511.00
01/04	123	10884022	HMV-089.02	1001	\$790.00	\$3,721.00
01/04	124	10884022	HMV-089.02	1051	\$130.00	\$3,591.00
01/04	125	10301516	HMV-084.01	1806	\$180.00	\$3,411.00
01/04	125	10884022	HMV-089.02	1252	\$450.00	\$2,961.00
01/05	45	PCT/US04/43162	IPX-006.25	1601	\$300.00	\$2,661.00
01/05	46	PCT/US04/43162	IPX-006.25	1702	\$1,134.00	\$1,527.00

## Deposit Account Statement

Page 2 of 4

01/05 47	PCT/US04/43162 IPX-006.25	8007	\$160.00	\$1,367.00
01/05 48	PCT/US04/43162 IPX-006.25	1703	\$1,356.00	\$11.00
01/06 2	10633177 STE-023.01	1253	\$1,020.00	-\$1,009.00
01/06 8	10500795 GPT-030.01	2610	-\$385.00	-\$624.00
01/06 9	10500795 GPT-030.01	2617	-\$65.00	-\$559.00
01/06 10	PAYMENT	9203	-\$42,558.00	\$41,999.00
01/06 10	10500795 GPT-030.01	2613	\$460.00	\$41,539.00
01/06 19	10744964 HMV-041.03	2251	\$55.00	\$41,484.00
01/06 149	11015894 FWY-002.01	8021	\$40.00	\$41,444.00
01/06 221	10519525 ISA-032.01	1631	\$300.00	\$41,144.00
01/06 222	10519525 ISA-032.01	1632	\$500.00	\$40,644.00
01/06 223	10519525 ISA-032.01	1633	\$200.00	\$40,444.00
01/06 224	10519525 ISA-032.01	1617	\$130.00	\$40,314.00
01/06 225	10519525 ISA-032.01	1615	\$300.00	\$40,014.00
01/06 254	PCT/US04/43758 BYW-013.25	1601	\$300.00	\$39,714.00
01/06 255	PCT/US04/43758 BYW-013.25	1602	\$1,000.00	\$38,714.00
01/06 256	PCT/US04/43758 BYW-013.25	1702	\$1,134.00	\$37,580.00
01/06 257	PCT/US04/43758 BYW-013.25	1703	\$480.00	\$37,100.00
01/06 258	PCT/US04/43758 BYW-013.25	8007	\$20.00	\$37,080.00
01/06 514	PCT/US04/43745 TUV-033.25	1601	\$300.00	\$36,780.00
01/06 515	PCT/US04/43745 TUV-033.25	1602	\$1,000.00	\$35,780.00
01/06 516	PCT/US04/43745 TUV-033.25	1702	\$1,134.00	\$34,646.00
01/06 517	PCT/US04/43745 TUV-033.25	1703	\$732.00	\$33,914.00
01/06 518	PCT/US04/43745 TUV-033.25	8007	\$20.00	\$33,894.00
01/07 8	10448736 SUW-007.04	2253	\$510.00	\$33,384.00
01/07 9	10448736 SUW-007.04	2202	\$325.00	\$33,059.00
01/07 51	PCT/US04/01209	8021	\$40.00	\$33,019.00
01/07 63	PCT/US04/01209	8021	\$40.00	\$32,979.00
01/07 68	PCT/US40/01209	8021	\$40.00	\$32,939.00
01/07 70	PCT/US40/01209	8021	\$40.00	\$32,899.00
01/07 77	PCT/US40/01209	8021	\$40.00	\$32,859.00
01/07 201	10309951 AMY-005.01	1501	\$1,400.00	\$31,459.00
01/07 202	10309951 AMY-005.01	1504	\$300.00	\$31,159.00
01/07 257	6263229 SUW-003.01	2551	\$450.00	\$30,709.00
01/10 1	10766756 PMX-003.03	2814	\$65.00	\$30,644.00
01/10 21	11020626 BWY-013.01	8021	\$40.00	\$30,604.00
01/10 120	09832323 BSC-006.1	1501	\$1,400.00	\$29,204.00
01/10 121	09832323 BSC-006.1	1504	\$300.00	\$28,904.00
01/10 450	PCT/US04/18340 GUX-007.25 (24201-725)	1605	\$600.00	\$28,304.00
01/10 451	PCT/US04/18340 GUX-007.25 (24201-725)	1705	\$162.00	\$28,142.00
01/10 452	PCT/US04/18848 APX-026.25	1605	\$600.00	\$27,542.00
01/10 453	PCT/US04/18848 APX-026.25	1705	\$162.00	\$27,380.00
01/11 1	09700139 HAS-008.01	1402	\$340.00	\$27,040.00
01/11 129	10723522 GIO-001.01	1463	\$200.00	\$26,840.00
01/12 22	10633177	1463	\$200.00	\$26,640.00
01/12 24	10407028 IPT-064.01	1251	\$120.00	\$26,520.00
01/12 41	PCT/US04/43308	1601	\$300.00	\$26,220.00
01/12 42	PCT/US04/43308	1704	\$1,920.00	\$24,300.00